



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER OF
PATENTS AND TRADEMARKS
Washington, D.C. 20231

Paper No. 18

Thomas Q. Henry
Woodard Emhardt Naughton Moriarty &
McNett
Bank One Center/Tower
111 Monument Circle, Suite 3700
Indianapolis, IN 46204-5137

COPY MAILED

MAY 31 1996

OFFICE OF PETITIONS
A/C PATENTS

In re Application of :
David J. Robson, et al :
Application No. 08/050,060 :
Filed: January 31, 1994 :
Attorney Docket No. PBASRD086410 :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed March 22, 1996, to revive an unintentionally abandoned application.

The petition is granted.

This application became abandoned for failure to timely respond to the final Office action mailed September 18, 1995, which set a three month shortened statutory period for filing a response. No extensions of time having been obtained pursuant to the provisions of 37 CFR 1.136(a), the date of abandonment of this application is December 19, 1995. Therefore, since this petition was filed within one year of the date of abandonment, the petition complies with the one year filing period requirement in 37 CFR 1.137(b).

Since this application is being revived for purposes of continuity only and since continuity has been established by this decision reviving the application, the application is again abandoned in favor of continuing Application No. 08/620,482.

Applicant should file a written notice in the continuing application within ONE MONTH from the mail date of this decision indicating that the present application has been revived for purposes of continuity and, accordingly, that the continuing application complies with the copendency requirements of the rules. The failure to file such a notice may result in the continuing application being inadvertently returned to applicant.

The file is being forwarded to Group 1300.

Telephone inquiries concerning this matter may be directed to
Janice M. Ford at (703) 305-8736.

Janice M. Ford

Janice M. Ford
Legal Instruments Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner for
Patent Policy and Projects

Karen D. Babington

Karen D. Babington
Petitions Examiner